



General Assembly

**Substitute Bill No. 5234**

February Session, 2012

\* \_\_\_\_HB05234JUD\_\_040212\_\_ \*

**AN ACT CONCERNING THE WILFUL FAILURE OF AN EMPLOYER TO  
DECLARE THE PAYMENT OF WAGES ON PAYROLL RECORDS FOR  
UNEMPLOYMENT COMPENSATION PURPOSES.**

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Subsection (e) of section 31-273 of the 2012 supplement to  
2 the general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective January 1, 2013*):

4 (e) If the administrator determines that any person, firm or  
5 corporation has wilfully failed to declare the payment of wages on  
6 payroll records, the administrator may impose a penalty of [ten] fifteen  
7 per cent of the total contributions [past] due to the administrator  
8 during the entire period the person, firm or corporation wilfully failed  
9 to declare the payment of wages on payroll records, as determined  
10 pursuant to section 31-270. Such penalty shall be in addition to any  
11 other applicable penalty and interest under section 31-266. In addition,  
12 the administrator may require the person, firm or corporation to make  
13 contributions at the maximum rate provided in section 31-225a for a  
14 period of one year following the determination by the administrator  
15 concerning the wilful nondeclaration. If the person, firm or corporation  
16 is paying or should have been paying, the maximum rate at the time of  
17 the determination, the administrator may require that such maximum  
18 rate continue for a period of three years following the determination.

This act shall take effect as follows and shall amend the following sections:
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Section 1	<i>January 1, 2013</i>	31-273(e)
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**LAB**      *Joint Favorable C/R*      JUD

**JUD**      *Joint Favorable Subst.*